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In re Application of :
SHIMIZU, Masayuki et al. :
Application No.: 10/561,960 :
PCT No.: PCT/JP2004/009085 :
Int. Filing Date: 22 June 2004 : DECISION
Priority Date: 23 June 2003 :
Attorney's Docket No.: P29023 :
For: DEVICE AND METHOD FOR BENDING, :
AND BENDING DIE :

This is a decision on applicants' 02 November 2006 submission to the United States Patent and Trademark Office.

BACKGROUND

On 22 March 2006, the Office mailed Notification of Missing Requirements (Form PCT/DO/EO/905) indicating that an oath or declaration, an English translation, the surcharge for late filing of the search fee, examination fee or oath or declaration and the processing fee for late filing of the English translation were required.

On 22 May 2006, applicants filed a declaration, a translation of the claims and the fees.

On 02 October 2006, the Office mailed Notification of Defective Response (Form PCT/DO/EO/916) indicating that the first name of the fifth inventor did not match the published international application.

On 02 November 2006, applicants filed this response to the Notification, indicating that the declaration listing is correct and the discrepancy is the result of a transliteration error.

DISCUSSION

The explanation that the fifth inventor is "Hisashi Uto," that he is correctly listed on the declaration and that the incorrect listing of his name on the international application was the result of a transliteration error, is acceptable. MPEP 201.03.

However, the declaration is not a USPTO form and is not accompanied by a statement that the English text is an accurate translation of the foreign text. See 37 CFR 1.69. A statement that the English text is an accurate translation of the Japanese or a new declaration is required.

CONCLUSION

Applicant is required to comply with 37 CFR 1.69 within a time period of **TWO (2) MONTHS** from the mail date of this Decision. THIS PERIOD FOR RESPONSE MAY BE EXTENDED UNDER 37 CFR 1.136(a). FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

Any further correspondence with respect to this matter should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

A handwritten signature in black ink that reads "Erin P. Thomson". The signature is written in a cursive, flowing style.

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